UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

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MARK NEWBY, et al., Individually and On Behalf of All Others Similarly Situated,	
Plaintiffs,	Civil Action No. H-01-3623 (Consolidated)
VS.	CLASS ACTION
ENRON CORP., et al.,	Hon. Melinda Harmon
Defendants.	llabar en
THE REGENTS OF THE UNIVERSITY OF ::	United States Courte Southern District of Texas FILED
CALIFORNIA, et al., Individually and On Behalf of All Others Similarly Situated,	
Plaintiffs,	JUN 2 4 2002 [LF
vs.	
KENNETH L. LAY, et al.,	
Defendants.	
X	

UNOPPOSED MOTION OF DEFENDANT ANDERSEN-INDIA TO FILE PROPOSED FORM OF ORDER

Defendant Arthur Andersen & Co., India ("Andersen-India") respectfully seeks leave of court to file the form of Order annexed to the proposed Order as Exhibit "A" in support of the Motion of Andersen-India to Dismiss the Consolidated Complaint filed on May 9, 2002. Plaintiffs do not oppose Defendant's requested filing of the proposed form of order.

1. On May 9, 2002, Defendant Andersen-India filed its Motion to Dismiss. A proposed form of Order did not accompany that Motion to Dismiss as required by the local rules.



2. As reflected in the Certificate of Conference below, although Lead
Plaintiffs do not agree that their claims against defendant Andersen-India should be dismissed,
Lead Plaintiffs are not opposed to the filing of the proposed orders requested by defendant
Andersen-India.

3. This motion is not intended to be an appearance in this action by Andersen-India.

WHEREFORE, Defendant Andersen-India respectfully requests that the Court grant its motion and allow it to file the Form of Order attached hereto as "Exhibit A."

Dated: New York, New York

June 21, 2002

Respectfully submitted,

HOGUET NEWMAN & REGAL, LLP

Michael G Davies (MD6045)

10 East 40 Street

New York, New York 10016

(212) 689-8808

Attorneys for Defendant Arthur Andersen & Co., India

Of Counsel:
Matthew D. Shaffer
TBA #18085600
Fed. I.D. 8877
SCHECHTER, McELWEE & SHAFFER, L.L.P.
3200 Travis, 3rd Floor
Houston, Texas 77006
(713) 757-7811

CERTIFICATE OF CONFERENCE

I certify that I have conferred with counsel for Lead Plaintiffs who, although they do not agree that their claims against defendant Andersen-India should be dismissed, are not opposed to the filing of the proposed order requested by defendant Andersen-India.

Peter L. Critchell

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the Unopposed Motion of Defendant Andersen-India to File Proposed Form of Order has been served by electronic mail to the temporary website (www.es13624.com) on this **2** st day of June, 2002.

Ellen Calderon

Ellen Calderon

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

MARK NEWBY, et al., Individually and On Behalf of All Others Similarly Situated,	: :
Plaintiffs,	: Civil Action No. H-01-3624 : (Consolidated)
VS.	: CLASS ACTION
ENRON CORP., et al.,	: Hon. Melinda Harmon
Defendants.	
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, et al., Individually and On Behalf of All Others Similarly Situated,	: · · · · · · · · · · · · · · · · · · ·
Plaintiffs,	: :
vs.	· :
KENNETH L. LAY, et al.,	: :
Defendants.	· :
<u>ORDER</u>	
On this day of, 2002, came	e on for consideration the Motion to
Dismiss of Defendant Andersen-India. After consideri	ng the motion, Plaintiffs' response and all
of the pleadings and papers bearing on this matter, the	Court finds and concludes that the motion
to dismiss should be GRANTED, and that because Plaintiffs previously have been given an	
opportunity to plead any claims against Andersen-India	a, Plaintiffs should not be given leave to

Exhibit "A"

amend or replead. Accordingly, the Court

ORDERS that all claims asserted by Plaintiffs against Andersen-India are	
DISMISSED WITH PREJUDICE, without leave to amend or replead.	
SIGNED at Houston, Texas, this day of, 2002.	
MELINDA HARMON	
UNITED STATES DISTRICT JUDGE	